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Of Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
DISTRICT OF OREGON
PORLTAND DIVISION

ANNE Sires,

3:22-cv-01046 IM

PLAINTIFF,

v.

**ACCEPTANCE OF OFFER OF
JUDGMENT**

**CITY OF PORTLAND, and
JOHN DOES 1-10,**

DEFENDANTS.

Plaintiff Anne Sires accepts Defendant City of Portland's Offer of Judgment in the amount of Twelve Thousand and One Dollars (\$12,001.00), plus costs (excluding any prevailing party fee), and including reasonable attorney's fees to be determined by the Court, incurred as of August 18, 2022, the date of the Offer of Judgment. Plaintiff hereby consents to the dismissal with prejudice of Defendants City of Portland and John Does 1-10 from Plaintiff's action.

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The original Offer of Judgment is attached hereto.

Dated: August 30, 2022.

Respectfully submitted,

/s/ Juan C. Chavez [authorized signature]

JUAN C. CHAVEZ, OSB #136428

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Of Attorneys for Plaintiff

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**UNITED STATES DISTRICT COURT
DISTRICT OF OREGON
PORTLAND DIVISION**

ANNE Sires,

3:22-cv-01046 IM

PLAINTIFF,

v.

**DEFENDANT CITY OF PORTLAND'S
OFFER OF JUDGMENT**

**CITY OF PORTLAND, and
JOHN DOES 1-10,**

DEFENDANTS.

Pursuant to Fed. R. Civ. P. 68, Defendant City of Portland ("City") hereby offers to allow judgment in the above-captioned matter to be taken against it by Plaintiff Anne Sires for the sum of twelve thousand and one dollars (\$12,001.00), plus costs (excluding any prevailing party fee), and plus reasonable attorneys' fees to be determined by the Court, incurred as of the date of this offer, and the dismissal with prejudice of John Does 1-10 from Plaintiff's action. This Offer of Judgment is made for the purposes specified in Rules 54 and 68, Federal Rules of Civil Procedure, and is not to be construed as an admission that Defendant City is liable in this action. Any Judgment entered as a result of this offer shall not be construed as an admission of liability.

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Acceptance of this offer precludes any other action in the subject matter giving rise to Plaintiff's action against John Does 1-10, Defendant City of Portland or any other officer, agent, or employee of Defendant City of Portland. This offer is explicitly conditioned on precluding any other litigation in any forum by Plaintiff against John Does 1-10, Defendant City of Portland, its officers, agents or employees arising from or related to the August 14, 2020, incident giving rise to Plaintiff's action.

This Offer of Judgment shall not be filed with the Court unless (a) accepted or (b) in a proceeding to determine costs.

Dated: August 18, 2022.

Respectfully submitted,

/s/ Michael K. Porter
MICHAEL K. PORTER, OSB No. 211377
Deputy City Attorney
Email: mike.porter@portlandoregon.gov
Of Attorneys for Defendant City of Portland

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CERTIFICATE OF SERVICE

I hereby certify that I served the foregoing DEFENDANT CITY OF PORTLAND'S OFFER OF JUDGMENT on the following parties by the method indicated:

Juan C. Chavez Franz Bruggemeier Jonathan Gersten Oregon Justice Resource Center PO Box 5248 Portland, OR 97208 jchavez@ojrc.info fbruggemeier@ojrc.info jgersten@ojrc.info npickens@ojrc.info <i>Of Attorneys for Plaintiff</i>	<input type="checkbox"/> Electronic service <input checked="" type="checkbox"/> Certified Mail in a sealed envelope, with postage paid, and deposited with the U.S. Postal Service. <input type="checkbox"/> Hand delivery <input type="checkbox"/> Faxsimile transmission <input checked="" type="checkbox"/> Courtesy copy via Email
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Dated: August 18, 2022.

Respectfully submitted,

/s/ Michael K. Porter
MICHAEL K. PORTER, OSB No. 211377
Deputy City Attorney
Email: mike.porter@portlandoregon.gov
Of Attorneys for Defendant City of Portland